

[ORAL ARGUMENT NOT SCHEDULED]**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

ELECTRONIC PRIVACY INFORMATION
CENTER,

Plaintiff-Appellee,

v.

DEPARTMENT OF HOMELAND SECURITY,

Defendant-Appellant.

No. 13-5372

JOINT MOTION TO DISMISS WITH PREJUDICE

Pursuant to a settlement agreement, defendant-appellant Department of Homeland Security and plaintiff-appellee Electronic Privacy Information Center hereby move jointly to dismiss the above-captioned appeal with prejudice, with each party to bear its own costs.

Respectfully submitted,

/s/ Marc Rotenberg
MARC ROTENBERG
(202) 483-1140
Electronic Privacy Information
Center
1718 Connecticut Ave., N.W.
Suite 200
Washington, DC 20009

Counsel for Appellee

/s/ Leonard Schaitman
LEONARD SCHAITMAN
(202) 514-3441

/s/ John S. Koppel
JOHN S. KOPPEL
(202) 514-2495
Attorneys, Appellate Staff
Civil Division
U.S. Department of Justice
950 Pennsylvania Ave., N.W.
Room 7264
Washington, D.C. 20530

Counsel for Appellant

JANUARY 2014

CERTIFICATE OF SERVICE

I hereby certify that on January 8, 2014, I filed and served the foregoing Joint Motion with the Clerk of the Court by causing a copy to be electronically filed via the appellate CM/ECF system. I also hereby certify that the participants in the case are registered CM/ECF users and will be served via the CM/ECF system.

/s/ John S. Koppel
JOHN S. KOPPEL
Attorney